

LODGED

1 DAVID W. LEVENE (SBN 59659)  
 2 MONICA Y. KIM (SBN 180139)  
 3 JULIET Y. OH (SBN 211414)  
 4 LEVENE, NEALE, BENDER, RANKIN & BRILL, LLP  
 1801 Avenue of the Stars, Suite 1120  
 Los Angeles, California 90067  
 Telephone: (310) 229-1234  
 Facsimile: (310) 229-1244

JUL 28 2005

CLERK, U.S. BANKRUPTCY COURT  
CENTRAL DISTRICT OF CALIFORNIA

5 Attorneys for Chapter 11 Debtor and  
 6 Debtor in Possession

ENTERED

AUG - 2 2005

CLERK, U.S. BANKRUPTCY COURT  
CENTRAL DISTRICT OF CALIFORNIA

Deputy Clerk

FILED

AUG - 1 2005 UNITED STATES BANKRUPTCY COURT

CENTRAL DISTRICT OF CALIFORNIA

LOS ANGELES DIVISION

In re: ) CASE NO. LA 05-20259 BB  
 )  
 ) Chapter 11  
 )  
 )

MERCURY PLASTICS, INC., a ) ORDER REGARDING MOTION BY DEBTOR  
 California corporation, ) AND DEBTOR IN POSSESSION TO  
 ) EXTEND TIME TO ASSUME OR REJECT  
 ) NON-RESIDENTIAL REAL PROPERTY  
 ) LEASES  
 )

Debtor.

) Date: July 27, 2005  
 ) Time: 10:00 a.m.  
 ) Place: Courtroom 1475  
 ) 255 E. Temple Street  
 ) Los Angeles, CA  
 )  
 )  
 )

A hearing was held on July 27, 2005 at 10:00 a.m. before the Honorable Sheri Bluebond, United States Bankruptcy Judge for the Central District of California, in Courtroom 1475 located at 255 East Temple Street, Los Angeles, California, to consider the motion (the "Motion") filed by Mercury Plastics, Inc., a California corporation, debtor and debtor in possession in the

17MJD

1 above-referenced chapter 11 bankruptcy case (the "Debtor"), to  
2 extend the time within which the Debtor is required to assume or  
3 reject the following unexpired non-residential real property  
4 leases (collectively, the "Leases"):

5 (i) Lease with B.G. Properties, Inc. for the  
6 manufacturing and distribution facility located at  
7 123 Williamette Lane, Bowling Green, Kentucky 42101;  
8 (ii) Lease with Bonnie Brae Co. LLC for the commercial  
9 office and storage space located at 426 & 428 Salinas  
10 Street, Salinas, California 93902; and  
11 (iii) Lease with Kendall Christensen, R. Bryan Beal, Jay  
12 Kohler and Larry Kohler for the commercial office  
13 space located at 518 North State Street, Shelley,  
14 Idaho 83274.

15 Appearances were made as set forth on the record of the  
16 Court.

17 The Court, having considered the Motion and all papers filed  
18 by the Debtor in support of the Motion, the statements and  
19 representations of counsel at the hearing on the Motion, and all  
20 matters of record in the Debtor's chapter 11 case, proper notice  
21 of the Motion and the hearing on the Motion having been provided,  
22 having received no opposition to the Motion, and good cause  
23 appearing therefor, THE COURT HEREBY ORDERS AS FOLLOWS:

24 1. The Motion is hereby granted, subject to the terms of  
25 this Order.

1

2

3

4

5

6

2. The time within which the Debtor is required to assume or reject the Leases is hereby extended for a period of ninety (90) days, from July 5, 2005 through and including October 3, 2005, without prejudice to the Debtor's right to seek further extensions of such period.

7

IT IS SO ORDERED.

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

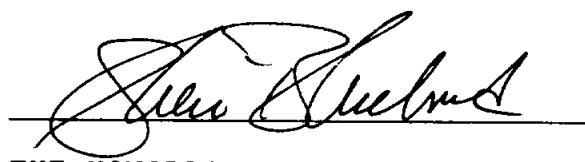
25

26

27

28

Dated: 8/1, 2005



THE HONORABLE SHERI BLUEBOND,  
UNITED STATES BANKRUPTCY JUDGE

**PROOF OF SERVICE**

**STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

I am an employee in the County of Los Angeles, State of California. I am over the age of 18 and am not a party to the within action; my business address is: 1801 Avenue of the Stars, Suite 1120, Los Angeles, California 90067.

On July 28, 2005 I served the foregoing document(s) described as:

**ORDER REGARDING MOTION BY DEBTOR AND DEBTOR IN POSSESSION TO EXTEND TIME TO ASSUME OR REJECT NON-RESIDENTIAL REAL PROPERTY LEASES**

On the interested parties in this action:

See attached  
as follows:

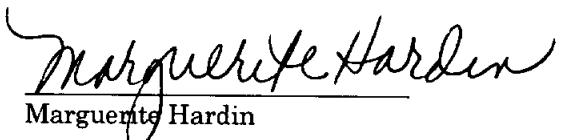
(By Mail) I caused such envelope with postage thereon, fully prepaid to be placed in the United States mail at Los Angeles, California 90067 to those so delineated on the attached list.

By Federal Express/Oversight Mail I caused such envelope to be delivered by overnight mail (Federal Express, Overnite Express or Express Mail), for delivery in the a.m., next business morning to the offices of the addressee listed above.

Executed on July 28, 2005 at Los Angeles, California.

(Federal) I declare that I am an employee in the offices of a member of the State Bar of this Court at whose direction the service was made.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

  
Marguerite Hardin

In Re Mercury Plastics  
Landlords  
File No. 3729

**Bonnie Brae Co. LLC**  
2141 Cienega Road  
Hollister, CA 95023

**Kendall Christensen, et al.**  
482 Constitution Way, Suite 313  
Idaho Falls, ID 83402

**B.G. Properties, Inc.**  
801 Houser Way North  
Renton, WA 98055

In Re Mercury Plastics  
Request for Special Notice  
File No. 3729

U.S. Trustee (1)  
Ernst & Young Plaza  
725 S. Figueroa Street, 26th Floor  
Los Angeles, CA 90017

Mercury Plastics, Inc. (2)  
14825 Salt Lake Avenue  
City of Industry, CA 91746

Counsel for Creditors Committee  
Jeffrey N. Pomerantz, Esq.  
Jeffrey W. Dulberg, Esq.  
Pachulski, Stang, Ziehl, Young, et al  
10100 Santa Monica Blvd., 11<sup>th</sup> Floor  
Los Angeles, CA 90067

Counsel for Merrill Lynch (3)  
M Eidelman/A Russo/V Price  
222 North La Salle St.  
Chicago, IL 60601

Counsel for Merrill Lynch Bus. Fin. Svcs.(4)  
David Shemano, Esq./Howard J. Weg, Esq.  
Peitzman, Weg & Kempinsky LLP  
10100 Santa Monica Blvd., Ste. 1450  
Los Angeles, CA 90067

Al Chavez (5)  
Phoenix Group  
865 Manhattan Beach Blvd., Suite 204  
Manhattan Beach, CA 90266

Stephen Bell (6)  
Phoenix Group  
865 Manhattan Beach Blvd., Suite 204  
Manhattan Beach, CA 90266

Counsel for Advantage Polymers (32)  
David M. Poitras, P.C.  
Jeffer, Mangels, Butler & Marmaro LLP  
1900 Avenue of the Stars, 7<sup>th</sup> Floor  
Los Angeles, CA 90067

Eric S. Ziskind (34)  
Advantage Polymers, Inc.  
21 Highland Circle  
Needham, MA 02494

Counsel for GE Capital Comm(35)  
G Kennedy / G Valdez.  
Procopio, Cory, Hargreaves & Savitch LLP  
530 "B" Street, Suite 2100  
San Diego, CA 92101

Counsel for Key Equipment Finance, Inc.  
Richard S. Conn, Esq.  
Musick, Peeler & Garrett LLP  
One Wilshire Blvd., Suite 2000  
Los Angeles, CA 90017

Counsel for H. Muehlstein & Co., Inc.  
Robyn B. Sokol, Esq.  
Robinson, Diamant & Wolkowitz  
1888 Century Park East, Suite 1500  
Los Angeles, CA 90067

Counsel for Luben Rabchev  
Marc J. Winthrop, Esq.  
Winthrop Couchot Professional Corporation  
660 Newport Center Drive, Fourth Floor  
Newport Beach, CA 92660

Counsel for Luben Rabchev  
William D. Coffee, Esq.  
Songstad & Randall LLP  
2201 Dupont Drive, #100  
Irvine, CA 92612

Counsel for Met Life  
Craig A. Wolfe, Esq.  
Sidley Austin Brown & Wood LLP  
555 West Fifth Street, Suite 4000  
Los Angeles, CA 90013

Counsel for People's Capital  
Ofer M. Grossman, Esq.  
Glass & Goldberg  
21700 Oxnard Street, Ste 430  
Woodland Hills, CA 91367-3665

Alvin Lanfeld  
Garner-Lanfeld Packaging  
P. O. Box 341648  
Los Angeles, Ca. 90034-1648

Committee Member  
Stephen J Izzi/Eric S Ziskind  
Advantage Polymers Inc  
21 Highland Circle  
Needham, MA 02494

Committee Member  
Paula J Walter  
Color Converting Industries  
3535 SW 56<sup>th</sup> Street  
Des Moines, IA 50321

Committee Member  
Eastman Chemical Financial  
c/o Lawrence E Rifken Esq  
McGuire Woods  
1750 Tysons Blvd., Ste 1800  
McLean, VA 22102

Committee Member  
Kenneth Ruszkowski  
H Muehlstein & Co, Inc  
800 Connecticut Ave  
Norwalk, CT 06856

Committee Member  
William E. Pajak  
Sun Chemical  
135 W Lake Street  
Northlake, IL 60164

Committee Member  
Maury Benson  
Techmer PM  
18420 Laurel Park Rd  
Rancho Dominguez, CA 90220

Counsel for Steven Rheuban  
Steven V. Rheuban, Esq.  
c/o Solomon E. Gresen  
1990 S. Bundy Dr., Ste. 540  
Los Angeles, CA 90025

Debra L. Korduner, Esq.  
1875 Century Park East  
Suite 850  
Los Angeles, CA 90067

CoCounsel for Westlake Polymers, LP  
Socct Ferrell, Esq.  
Lisa A. Mathaisel, Esq.  
Call, Jensen & Ferrell  
610 Newport Center Drive, Suite 700  
Newport Beach, CA 92660

Co-Counsel for Westlake Polymers, LP  
Mark S. Finkelstein, Esq.  
Shannon, Martin, Finkelstein & Sayre  
2400 Two Houston Center  
909 Fannin Street  
Houston, TX 77010

Counsel for Deutsch Family

Robert Yaspan, Esq./Judy Galido, Esq.  
Law Offices of Yaspan & Thau  
6931 Van Nuys Boulevard, 2<sup>nd</sup> Floor  
Van Nuys, CA 91405

Counsel for Cathay Bank

Irwin M. Wittlin, Esq.  
Hemar, Roussel & Heald, LLP  
15910 Ventura Blvd., 12<sup>th</sup> Floor  
Encino, CA 91436-2829

Alfred Teo  
Great Eastern Acquisitions, Inc.  
P.O. Box 808  
Lyndhurst, NJ 07071

Counsel for Great Eastern Acquisitions, Inc.

Barry F. Freeman P.C.  
Jeffer, Mangels, Butler & Marmaro LLP  
1900 Avenue of the Stars, Seventh Floor  
Los Angeles, CA 90067-4308

Counsel to Daimlerchrysler Services NA LLC

Randall P. Mroczynski, Esq.  
Cooksey, Toolen, Gage, Duffy & Woog  
535 Anton Blvd., Tenth Floor  
Costa Mesa, CA 92626-1977

Counsel for Placer Sierra Bank

Steven L. Bergh, Esq.  
Prenovost, Normandin, Bergh & Dawe  
2122 North Broadway, Suite 200  
Santa Ana, CA 92706-2614

Accountants for Debtor

Allen Suderman  
McGladrey & Pullen  
251 S. Lake Ave., Ste 300  
Pasadena, CA 91101

Teri Stratton  
Giuliani Capital Advisors  
725 S. Figueroa St., Ste 431  
Los Angeles, CA 90017

DAVID W. LEVENE (SBN 59695)  
MONICA Y. KIM (SBN 180139)  
JULLIET Y. OH (SBN 211414)  
LEVENE, NEALE, BENDER & RANKIN L.L.P.  
1801 Avenue of the Stars, Suite 1120  
Los Angeles, CA 90067  
(310) 229-1234

Attorney for: Debtor and Debtor in Possession

**UNITED STATES BANKRUPTCY COURT  
CENTRAL DISTRICT OF CALIFORNIA**

In re:

**MERCURY PLASTICS, INC.**

Debtor.

CHAPTER 11 CASE NUMBER  
LA 05-20259 BB

**NOTICE OF ENTRY JUDGMENT OR ORDER  
AND CERTIFICATE OF MAILING**

TO ALL PARTIES IN INTEREST ON THE ATTACHED SERVICE LIST:

1. You are hereby notified, pursuant to Local Bankruptcy Rule 9021-1(1)(a)(v), that a judgment or order entitled (specify): entered on (specify date):

**AUG 02 2005**

ORDER REGARDING MOTION BY DEBTOR AND DEBTOR IN POSSESSION TO EXTEND TIME TO ASSUME OR REJECT NON-RESIDENTIAL REAL PROPERTY LEASES

2. I hereby certify that I mailed a copy of this notice and a true copy of the order or judgment of the persons and entities on the following parties on (specify date):

**AUG 02 2005**

U.S. Trustee (1)  
Ernst & Young Plaza  
725 S. Figueroa Street, 26th Floor  
Los Angeles, CA 90017

Mercury Plastics, Inc. (2)  
14825 Salt Lake Avenue  
City of Industry, CA 91746

Counsel for Creditors Committee  
Jeffrey N. Pomerantz, Esq.  
Jeffrey W. Dulberg, Esq.  
Pachulski, Stang, Ziehl, Young  
10100 Santa Monica Blvd.,  
11<sup>th</sup> Floor  
Los Angeles, CA 90067

Monica Kim  
Levene, Neale, Bender, Rankin & Brill  
1801 Avenue of the Stars, Suite 1120  
Los Angeles, CA 90067

Bonnie Brae Co. LLC  
2141 Cienega Road  
Hollister, CA 95023

Kendall Christensen, et al.  
482 Constitution Way, Suite 313  
Idaho Falls, ID 83402

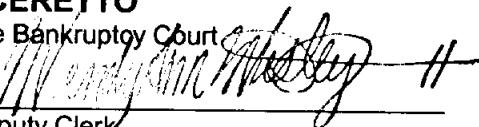
B.G. Properties, Inc.  
801 Houser Way North  
Renton, WA 98055

**AUG 02 2005**

Dated:

**JON D. CERETTO**

Clerk of the Bankruptcy Court

by: 

Deputy Clerk